

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Panchayat Raj & Rural Development Department – Allegations of not obtaining permissions for acquiring the properties and not submitting the Annual Property Returns to the competent authority during his entire service against Sri N.Sadashivu, the then Assistant Engineer, Panchayat Raj department, Chityal Mandal, Warangal District - Disciplinary proceedings under Rule 20 of Andhra Pradesh Civil Services (CC&A), Rules, 1991 – Article of charges – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.I) DEPARTMENT

G.O.Rt.No. 89

Dated:16.01.2014

ORDER:

It is proposed to hold an enquiry against Sri N.Sadashivu, the then Assistant Engineer, Panchayat Raj Department, Chityal Mandal, Warangal District, in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991.

2. The substance of imputations of misconduct or misbehaviour in respect of which the enquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I). A statement of the imputations of misconduct or misbehaviour in support of article of charge is enclosed as Annexure-II. A list of witnesses by whom and a list of documents by which the articles of charge is proposed to be sustained are also enclosed as Annexure-III and IV.

3. Sri N.Sadashivu, the then Assistant Engineer, Panchayat Raj department, Chityal Mandal, Warangal District, is directed to submit within ten (10) days of the receipt of this order, a Written statement of defence. He is informed that an inquiry will be held only in respect of those article of charges as are not admitted. He should, therefore, specifically admit or deny each article of charge.

4. Sri N.Sadashivu, the then Assistant Engineer, Panchayat Raj department, Chityal Mandal, Warangal District, is further informed that if he does not submit his written statement of defence within the stipulated period specified in para (3) above, further action will be processed based on the material available.

5. Attention of Sri N.Sadashivu, the then Assistant Engineer, Panchayat Raj department, Chityal Mandal, Warangal District, is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules 1964 under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

6. The receipt of this G.O. shall be acknowledged forthwith.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V. NAGI REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

To

Sri N.Sadashivu, the then Assistant Engineer, Panchayat Raj department,
Chityal Mandal, Warangal District **through** the Engineer-in-Chief,
Panchayat Raj, Hyderabad.

The Engineer-in-Chief, Panchayat Raj, Hyderabad.

(with a request to serve and return the acknowledged copy and W.S.D.)

P.T.O.

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Copy to:
The Director General, Anti-Corruption Bureau, Hyderabad.
The Secretary to VC, APVC, Hyderabad
SF/SCs

// FORWARDED::BY:: ORDER //

SECTION OFFICER

ANNEXURE-I

STATEMENT OF ARTICLE OF CHARGE FRAMED AGAINST SRI NALUBALA SADASHIVU, THE THEN ASSISTANT ENGINEER, PANCHAYAT RAJ, OFFICE OF MPDO, CHITYAL MANDAL, WARANGAL DISTRICT.

That Sri Nalubala Sadashivu was joined Government Service on 24.03.1982 as Work Inspector in Panchayat Raj Department, Sulthanabad Mandal of Karimnagar, and worked upto 01.03.1983. Later he got transferred to Huzurabad Mandal of Karimnagar District on 02.03.1983 and worked upto 18.03.1987 and again transferred to Kamalapur Mandal of Karimnagar District on 18.03.1987 and worked upto 16.08.1994.

Subsequently he got promoted as A.E. and transferred to Shankarapatnam (M) of Karimnagar District on 16.08.1994 worked upto 07.08.1995 and again transferred to Koheda Mandal of Karimnagar District on 08.08.1995 and worked upto 12.06.1996 and again he worked at Jammikunta Mandal of Karimnagar District from 12.06.1996 to 26.10.2002. Finally he was transferred to RWS Department, Chityal Mandal of Warangal District on 27.10.2002 and worked upto 24.12.2007. Later he was transferred to Panchayat Raj Department, and worked at the same place i.e., Chityal Mandal of Warangal District from 25.12.2007 to 04.02.2010.

While working as Government Servant during the period from 24.04.1982 to 04.02.2010, he has committed grave misconduct in as much as he purchased immovable property without obtaining permission from the Government and not intimating to the Government he did not submit Annual Property Returns to the Department during his entire service for the years 1982 to 2010 in violation of Rule 9 (1) & 9 (7) of A.P.C.S. (Conduct) Rules, 1964.

That, Sri Nalubala Sadashivu, by above mentioned act has violated Rule 9 (1) & 9 (7) of A.P.C.S. (Conduct) Rules, 1964.

V. NAGI REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

SECTION OFFICER

ANNEXURE-II

STATEMENT OF IMPUTATION ON THE ARTICLE OF CHARGES FRAMED AGAINST SRI NALUBALA SADASHIVU, THE THEN ASSISTANT ENGINEER, PANCHAYAT RAJ, OFFICE OF MPDO, CHITYAL MANDAL, WARANGAL DISTRICT.

That Sri Nalubala Sadashivu, S/o. Late Mallaiah, is native of Peddapapaiahpally (V) of Huzurabad (M) of Warangal District. His date of birth is 10.04.1959. He joined in Government Service on 24.03.1982 as Work Inspector, Panchayat Raj Department at Sulthanabad of Karimnagar District. Later he worked at various places of Karimnagar District. He was promoted and posted as A.E., Panchayathraj, Shankarapatnam (M) of Karimnagar District on 16.08.1994 worked upto 07.08.1995.

After his subsequent transfers he was transferred to RWS Department , Chityal (M) of Warangal District worked as A.E., RWS at the O/o. MPDO, Chityal, Warangal District from 27.10.2002 to 24.12.2007. Later he was transferred to Panchayat Raj Department and worked as A.E. at the same place i.e., Chityal Mandal of Warangal District from 25.12.2007 to 04.02.2010.

While functioning in the aforesaid capacity at Warangal as AE, Panchayat Raj, at the O/o. MPDO, Chityal, Warangal District from 25.12.2007 to 04.02.2010, he was placed under suspension at the instance of Anti-Corruption Bureau vide Procs. No.Vig.5/1650/2010, dt.18.02.2010 of Engineer-in-Chief, PR, Hyderabad. His date of attaining superannuation is 30.04.2017. (He is here-in-after referred to as Government Servant).

On credible information, a prima-facie case of Assets Disproportionate to the known sources of income was established against Sri Nalubala Sadashivu, the then Assistant Engineer, Panchayat Raj, O/o. MPDO, Chityal Mandal, Warangal District, R/o. H.No.2-4-1204/8/10/41, KUDA Enclave, Lashkar Singaram (V), Hanamkonda (M), Warangal District.

A case in Crime No.1/ACB-WRL/2010 u/s 13(2) r/w 13(1) (e) of the P.C. Act, 1988 was registered on 22.07.2009 against Sri Nalubala Sadashivu and investigated into.

During the course of investigation, simultaneous searches were conducted

1. At residence of AO.
2. At residence of the brother of AO
3. Office chamber of A.O., Panchayat Raj, O/o. MPDO office, Chityal Mandal, Warangal District.

During the course of searches, inventories were prepared for various articles. Various documents, valuable securities were seized.

Investigation discloses that Government Servant acquired following properties in his name and in the name of his family members.

ABSTRACT OF THE A.Os. ASSETS

Sl. No.	Particulars of the Assets	An amount of Rs.
1	The A.O. purchased plot on his name, admeasuring 30 Sq. Yards at Huzurabad, Karimangar District, vide Doc. No.1982/1983 of SRO, Huzurabad, worth Rs.3,000/-	3000.00
2	The A.O. purchased plot in the name of his wife Smt. N. Vanaja, Admeasuring 120 Sq. Yards in Sy.No.1671/E1 at Huzurabad, Karimangar District, vide Doc. No.1028/1985 of SRO, Huzurabad, Karimnagar district worth Rs.2,500/-	2500.00

3	The A.O. purchased a plot worth Rs.14,400/-in the name of his wife, admeasuring 96 Sq. Yards in Sy.No.2353/C at Huzurabad, Karimangar, vide Doc. No.960/1994 of SRO, Huzurabad.	14400.00
4	The A.O. purchased an open plot in the name of his wife N.Vanaja in Sy. No.2352/B admeasuring 61 Sq.yds. at Huzurabad, Karimnagar District vide Doc.No.4467/1996 of Huzurabad for Rs.13,800/-	13800.00
5	The A.O. purchased plot in the name of himself in Sy.No.2353/D admeasuring 71 Sq.Yards at Huzurabad, Karimnagar District vide Document No.4556/1996 of SRO, Huzurabad for Rs.18,700/-	18,700.00
6	The A.O. constructed a house bearing No.12-187 in the year 1996, worth Rs.1,04,400/- in the above plot where the A.O. purchased a plot on the name of his wife admeasuring 96 Sq.Yds. in Sy.No.2353/C at Huzurabad, Karimnagar vide Doc.No.960/1994 of SRO, Huzurabad, worth Rs.14,400/-.	1,04,400.00
7	The A.O. purchased plot in the name of his wife Smt. N.Vanaja in Sy.No.2353/E admeasuring 220 Sq.Yards at Huzurabad, Karimnagar District vide Document No.421/1994 of SRO, Huzurabad for Rs.1,05,600/-	1,05,600.00
8	In the above plot the A.O. constructed a house bearing No.12-190 (old), 1241/1 with ground floor plinth area 605 sft and 1 st floor plinth area 485 sft (total plinth area 1080 sft) in the year 1986-87 worth Rs.1,12,500).	1,12,500.00
9	The A.O. purchased plot in the name of his son Sri N.Ranjith Kumar bearing No.12-42, plinth area 446.2 sft. at Huzurabad, Karimnagar District vide Document No.1138/2001 of SRO, Huzurabad for Rs.1,50,000/-	1,50,000.00
10	The A.O. purchased House bearing No.11-175 in the name of himself at Vivekananda Nagar Colony, Huzurabad, Karimnagar District. Worth Rs.2,36,700/- instead of Rs.3,60,000 (Ground Floor + First Floor), (Approx. 470 sft +470 sft.=940 sft.)	4,41,000.00
11	The A.O. purchased plot in the name of his wife Smt. N.Vanaja in Sy.No.57/F1 admeasuring 1391.50 Sq. Yards at Bheemaram Village, Hanamkonda Mandal, Warangal District vide Document No.1014/2002 of SRO, Warangal Rural for Rs.3,48,000/- instead of Rs.3,02,500/-	3,48,000.00
12	The A.O. purchased plot in the name of his wife Smt. N.Vanaja in Sy.No.205/F1 admeasuring 1391.50 Sq.Yards at Bheemaram Village, Hanamkonda Mandal, Warangal District vide Document No.1868/2003 of SRO, Warangal Rural for Rs.1,32,800/-	1,32,800.00
13	The A.O. purchased plot in the name of his son Sri N.Ranjith Kumar in Sy.No.166/2 & 167 admeasuring 320 Sq.Yards at Bheemaram Village, Hanamkonda Mandal, Warangal District vide Document No.2230/2008 of SRO, Warangal Rural for Rs.3,20,000/-	3,20,000.00
14	The A.O. purchased plot in the name of his wife Smt. N.Vanaja in admeasuring 374 Sq.Yards at Lashkar Singaram village, Hanamkonda Mandal, Warangal District vide Document No.1290/2004 of SRO, Warangal Rural for Rs.2,26,500/-	2,26,500.00
15	In the above plot, the A.O. constructed a house bearing No.2-4-1204/10/41 with ground floor plinth area 1517 sft.+ 1 st floor plinth area 1766 sft. and 2 nd floor i.e. Pent House plinth area 726 sft in the year 2005-2006.	25,29,000.00

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The Superintendent Engineer, PR Circle, Warangal furnished the same vide Letter No.A2/A1/164/2010, dated:26.05.2010 and further he informed that, the Government Servant has not submitted any Annual Property Returns to the Department during his service and also informed that no prior permission was obtained by the Government Servant for acquisition of properties.

The said Government Servant by above act has violated Rule 9 (1) & 9 (7) of A.P.C.S. (Conduct) Rules, 1964.

Thus, the Government Servant has rendered liable for Department Action.

V. NAGI REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

SECTION OFFICER

ANNEXURE-III

LIST OF WITNESSES IN SUPPORT OF ARTICLE OF CHARGES FRAMED AGAINST SRI NALUBALA SADASHIVU, THE THEN ASSISTANT ENGINEER, PANCHAYAT RAJ AT THE OFFICE OF MPDO, CHITYAL MANDAL, WARANGAL DISTRICT.

1. The Sub-Registrar, Huzurabad, Karimnagar District.
2. The Sub-Registrar, R.O., Warangal Rural.
3. The Superintendent Engineer, PR Circle, Warangal, Warangal District.
4. Sri S.K.P. Sudakar, M.E., Dy. Ex. Engineer, Anti Corruption Bureau, Hyderabad.
5. Sri T.Raghupathi Goud, DSP, ACB, W/R, Warangal.

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ANNEXURE-IV

LIST OF DOCUMENTS IN SUPPORT OF ARTICLE OF CHARGES FRAMED SRI NALUBALA SADASHIVU, THE THEN ASSISTANT ENGINEER, PANCHAYAT RAJ AT THE OFFICE OF MPDO, CHITYAL MANDAL, WARANGAL DISTRICT.

1. Letter No.37/2010, Dated:25.02.2010 of the Sub-Registrar, Huzurabad, Karimnagar District along with certified copies of Document No.1982/1983 and E.Cs.
2. Letter No.18/2010, Dated:16.02.2010 of the Sub-Registrar, Warangal Rural District.
3. Letter No.A2/A1/164/2010, Dtd.26.05.2010 of the Superintendent Engineer, PR Circle, Warangal.
4. Letter in Cr.No.1/ACB-WRL/DEE (Engg.)/2010, Dtd.08.11.2010 S.K.P.Sudakar, M.E., Dy.Ex.Engineer, Anti Corruption Bureau, Hyderabad.
5. Letter No.177/B3/2011, Dated:14.03.2011 and 11.04.2011 of the Dy.Transport Commissioner & Secretary, R.T.A., Warangal.
6. Inventory Proceedings Dated:04.02.2010 drafted at the Accused Officer locker bearing No.94 (Locker Key No.67) in Andhra Bank, Huzurabad Branch, Huzurabad, Karimnagar District.
7. Inventory Proceedings Dated:04.02.2010, drafted at the Accused Officer Locker bearing No.11 (Locker Key No.69) in ING Vysya Bank, Subedari branch, Hanamkonda, Warangal District.

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